

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

SECOND SESSION

**LEGISLATIVE BILL 782**

Introduced by Fischer, 43.

Read first time January 07, 2010

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to the Motor Vehicle Registration Act; to amend  
2 section 81-1023, Reissue Revised Statutes of Nebraska,  
3 section 60-3,105, Revised Statutes Cumulative Supplement,  
4 2008, and sections 60-301 and 60-3,104, Revised Statutes  
5 Supplement, 2009; to change and eliminate provisions  
6 relating to the issuance of distinctive license plates  
7 for governmental units; to harmonize provisions; to  
8 provide an operative date; to repeal the original  
9 sections; and to outright repeal section 60-3,106,  
10 Revised Statutes Cumulative Supplement, 2008.  
11 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 60-301, Revised Statutes Supplement,  
2 2009, is amended to read:

3           60-301 Sections 60-301 to 60-3,222 and section 2 of  
4 this act shall be known and may be cited as the Motor Vehicle  
5 Registration Act.

6           Sec. 2. Governmental unit means the state or any county,  
7 school district, learning community, city, village, public power  
8 district, rural power district, public power and irrigation  
9 district, irrigation district, electric cooperative corporation,  
10 sanitary and improvement district, municipal public body or  
11 authority, educational service unit, community college area,  
12 natural resources district, airport authority, fire protection  
13 district, hospital district, hospital authority, housing authority,  
14 joint entity created under the Interlocal Cooperation Act,  
15 joint public agency created under the Joint Public Agency Act,  
16 entity created under the Integrated Solid Waste Management Act,  
17 instrumentality, or other district, authority, or political  
18 subdivision of the State of Nebraska.

19           Sec. 3. Section 60-3,104, Revised Statutes Supplement,  
20 2009, is amended to read:

21           60-3,104 The department shall issue the following types  
22 of license plates:

23           (1) Amateur radio station license plates issued pursuant  
24 to section 60-3,126;

25           (2) Apportionable vehicle license plates issued pursuant

- 1 to section 60-3,203;
- 2 (3) Boat dealer license plates issued pursuant to section  
3 60-379;
- 4 (4) Bus license plates issued pursuant to section  
5 60-3,144;
- 6 (5) Commercial motor vehicle license plates issued  
7 pursuant to section 60-3,147;
- 8 (6) Dealer or manufacturer license plates issued pursuant  
9 to sections 60-3,114 and 60-3,115;
- 10 (7) Disabled veteran license plates issued pursuant to  
11 section 60-3,124;
- 12 (8) Farm trailer license plates issued pursuant to  
13 section 60-3,151;
- 14 (9) Farm truck license plates issued pursuant to section  
15 60-3,146;
- 16 (10) Farm trucks with a gross weight of over sixteen tons  
17 license plates issued pursuant to section 60-3,146;
- 18 (11) Fertilizer trailer license plates issued pursuant to  
19 section 60-3,151;
- 20 (12) Film vehicle license plates issued pursuant to  
21 section 60-383;
- 22 (13) Gold Star Family license plates issued pursuant to  
23 sections 60-3,122.01 and 60-3,122.02;
- 24 (14) Handicapped or disabled person license plates issued  
25 pursuant to section 60-3,113;

1           (15) Historical vehicle license plates issued pursuant to  
2 sections 60-3,130 to 60-3,134;

3           (16) Local truck license plates issued pursuant to  
4 section 60-3,145;

5           (17) Motor vehicle license plates for motor vehicles  
6 owned, leased, or operated by ~~the state, counties, municipalities,~~  
7 ~~or school districts~~ a governmental unit issued pursuant to section  
8 60-3,105;

9           (18) Motor vehicles exempt pursuant to section 60-3,107;

10           (19) Motorcycle license plates issued pursuant to section  
11 60-3,100;

12           (20) Nebraska Cornhusker Spirit Plates issued pursuant to  
13 sections 60-3,127 to 60-3,129;

14           (21) Nonresident owner thirty-day license plates issued  
15 pursuant to section 60-382;

16           (22) Passenger car having a seating capacity of ten  
17 persons or less and not used for hire issued pursuant to section  
18 60-3,143;

19           (23) Passenger car having a seating capacity of ten  
20 persons or less and used for hire issued pursuant to section  
21 60-3,143;

22           (24) Pearl Harbor license plates issued pursuant to  
23 section 60-3,122;

24           (25) Personal-use dealer license plates issued pursuant  
25 to section 60-3,116;

1           (26) Personalized message license plates for motor  
2 vehicles and cabin trailers, except commercial motor vehicles  
3 registered for over ten tons gross weight, issued pursuant to  
4 sections 60-3,118 to 60-3,121;

5           (27) Prisoner-of-war license plates issued pursuant to  
6 section 60-3,123;

7           (28) Purple Heart license plates issued pursuant to  
8 section 60-3,125;

9           (29) Recreational vehicle license plates issued pursuant  
10 to section 60-3,151;

11           (30) Repossession license plates issued pursuant to  
12 section 60-375;

13           (31) Specialty license plates issued pursuant to sections  
14 60-3,104.01 and 60-3,104.02;

15           (32) Trailer license plates issued for trailers owned,  
16 leased, or operated by the state, counties, municipalities, or  
17 school districts a governmental unit issued pursuant to section  
18 ~~60-3,106~~, 60-3,105;

19           (33) Trailer license plates issued pursuant to section  
20 60-3,100;

21           (34) Trailers exempt pursuant to section 60-3,108;

22           (35) Transporter license plates issued pursuant to  
23 section 60-378;

24           (36) Trucks or combinations of trucks, truck-tractors,  
25 or trailers which are not for hire and engaged in soil and water

1 conservation work and used for the purpose of transporting pipe and  
2 equipment exclusively used by such contractors for soil and water  
3 conservation construction license plates issued pursuant to section  
4 60-3,149;

5 (37) Utility trailer license plates issued pursuant to  
6 section 60-3,151; and

7 (38) Well-boring apparatus and well-servicing equipment  
8 license plates issued pursuant to section 60-3,109.

9 Sec. 4. Section 60-3,105, Revised Statutes Cumulative  
10 Supplement, 2008, is amended to read:

11 60-3,105 (1) The department ~~may~~ shall provide a  
12 distinctive license plate as prescribed by the director for all  
13 motor vehicles and trailers owned, leased, or operated by the  
14 state, counties, municipalities, or school districts a governmental  
15 unit. Motor vehicles and trailers owned, leased, or operated by the  
16 state, counties, municipalities, or school districts a governmental  
17 unit shall display such distinctive license plates when such  
18 license plates are issued or shall display undercover license  
19 plates when such license plates are issued under section 60-3,135.

20 (2) Any motor vehicle or trailer owned, ~~or~~ leased, or  
21 operated and used by any city or village of this state, any  
22 rural fire protection district, a governmental unit, the Civil  
23 Air Patrol, any public school district, any county, the state, or  
24 the United States Government, any entity formed pursuant to the  
25 Interlocal Cooperation Act, the Integrated Solid Waste Management

1 ~~Act, or the Joint Public Agency Act, or any municipal public body~~  
2 ~~or authority used in operating a public passenger transportation~~  
3 ~~system,~~ and exempt from a distinct marking as provided in section  
4 81-1021, may carry license plates the same design and size as are  
5 provided in subsection (1) of this section or may carry undercover  
6 license plates when such license plates are issued under section  
7 60-3,135.

8           Sec. 5. Section 81-1023, Reissue Revised Statutes of  
9 Nebraska, is amended to read:

10           81-1023 Any employee or officer of the State of Nebraska  
11 who operates or has under his or her control any state-owned  
12 motor vehicle or unit of road machinery, not numbered, lettered,  
13 or marked as required by section 81-1021, or who violates any of  
14 the other provisions of sections 60-3,105, ~~60-3,106,~~ 81-1021, and  
15 81-1022 shall be deemed guilty of official misconduct in office  
16 for a palpable omission of duty and upon conviction thereof shall  
17 be guilty of a Class II misdemeanor, and the court shall have the  
18 power to add to the judgment that any officer so convicted shall be  
19 removed from office or employment.

20           Sec. 6. This act becomes operative on January 1, 2011.

21           Sec. 7. Original section 81-1023, Reissue Revised  
22 Statutes of Nebraska, section 60-3,105, Revised Statutes Cumulative  
23 Supplement, 2008, and sections 60-301 and 60-3,104, Revised  
24 Statutes Supplement, 2009, are repealed.

25           Sec. 8. The following section is outright repealed:

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1 Section 60-3,106, Revised Statutes Cumulative Supplement, 2008.